

2007 DRAFTING REQUEST

Assembly Amendment (AA-SSA1-SB40)

Received: **06/26/2007**

Received By: **agary**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Dyck**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - miscellaneous**

Extra Copies: **BAB**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

LFB:.....Dyck ARC 12 -

Topic:

State bicycle and pedestrian facilities program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	agary 06/28/2007	jdye 06/28/2007	sherritz 06/28/2007	_____	mbarman 06/29/2007		
/2	agary 06/29/2007	jdye 06/29/2007	nnatzke 06/29/2007	_____	cduerst 06/29/2007		
	chanaman 07/07/2007	kfollett 07/07/2007		_____			
/3			jfrantze	_____	chanaman		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

07/07/2007 _____ 07/07/2007

FE Sent For:

<END>

2007 DRAFTING REQUEST

Assembly Amendment (AA-SSA1-SB40)

Received: 06/26/2007

Received By: agary

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Dyck

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - miscellaneous

Extra Copies: BAB

Submit via email: YES

Requester's email:

Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

LFB:.....Dyck ARC 12 -

Topic:

State bicycle and pedestrian facilities program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	agary 06/28/2007	jdyer 06/28/2007	sherritz 06/28/2007	_____	mbarman 06/29/2007		
/2	agary 06/29/2007	jdyer 06/29/2007	nnatzke 06/29/2007	_____	cduerst 06/29/2007		

FE Sent For:

131gf
H.S. 76
<END>

2007 DRAFTING REQUEST

Assembly Amendment (AA-SSA1-SB40)

Received: 06/26/2007

Received By: agary

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Dyck

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - miscellaneous

Extra Copies: BAB

Submit via email: YES

Requester's email:

Carbon copy (CC:) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

LFB:.....Dyck ARC 12 -

Topic:

State bicycle and pedestrian facilities program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?		12/28/07					
/1	agary 06/28/2007	jdyer 06/28/2007	sherritz 06/28/2007 nwn 6/29		mbarman 06/29/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Assembly Amendment (AA-SSA1-SB40)

Received: **06/26/2007**

Received By: **agary**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Dyck**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - miscellaneous**

Extra Copies: **BAB**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

LFB:.....Dyck ARC 12 -

Topic:

State bicycle and pedestrian facilities program

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary	1 6/28 jld	sh 6/28	sh 6/28			

FE Sent For:

<END>

ARC

12. STATE BICYCLE AND PEDESTRIAN FACILITIES PROGRAM

Transfer funding from local transportation assistance grant programs to new appropriations for making grants for bicycle and pedestrian transportation projects, to provide a total of \$8,178,200 FED and \$2,044,500 SEG-L in 2007-08 and \$10,898,200 FED and \$2,724,500 SEG-L in 2008-09. Make the transfers as follows: (a) \$2,720,000 FED and \$680,000 SEG-L in 2008-09 from the surface transportation grant program; (b) \$3,485,700 FED and \$871,400 SEG-L annually from the congestion mitigation and air quality improvement grant program; and (c) \$4,692,500 FED and \$1,173,100 SEG-L annually from the transportation enhancements grant program. Specify that projects funded under the bicycle and pedestrian facilities grant program must be let to contract and awarded to the lowest responsible bidder. Delete the current law provisions related to the surface transportation grant program. Modify current law provisions related to bicycle and pedestrian facilities grants to specify that the local match percentage is at least 20%, instead of at least 25%, and specify that pedestrian facilities funded under the program shall not include the construction of sidewalks or street beautification measures.

in 6/28

J-d
D-note

LFB:.....Dyck ARC 12 - State bicycle and pedestrian facilities program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 173, line 1: delete lines 1 to 6.

3 2. Page 173, line 20: after that line insert:

4 "(ov) Bicycle and pedestrian facilities,

5 local funds

SEG-L C

-0-

-0-

6 (ox) Bicycle and pedestrian facilities,

7 federal funds

SEG-F C

-0-

-0-

8 3. Page 325, line 10: after that line insert:

9 "SECTION 307c. 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

10 SECTION 307e. 20.395 (2) (nx) of the statutes is amended to read:

check
for
2003

20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All moneys received from the federal government for purposes of transportation enhancement activities under s. 85.026 and for grants under s. 85.024, for such purposes.

History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335.

SECTION 307g. 20.395 (2) (ov) of the statutes is created to read:

20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds.* All moneys received from any local unit of government for purposes of the bicycle and pedestrian facilities program under s. 85.024, for such purposes.

History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335.

SECTION 307i. 20.395 (2) (ox) of the statutes is created to read:

20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds.* All moneys received from the federal government for purposes of the bicycle and pedestrian facilities program under s. 85.024, for such purposes.

History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335.

4. Page 1196, line 3: after that line insert:

"SECTION 2540c. 85.024 (2) of the statutes is amended to read:

85.024 (2) The department shall administer a bicycle and pedestrian facilities program to award grants of assistance to political subdivisions for the planning, development, or construction of bicycle and pedestrian facilities. For purposes of this subsection, bicycle and pedestrian facilities do not include sidewalks or street beautification measures. The department shall award from the appropriation appropriations under s. 20.395 (2) (nx) (ov) and (ox) grants to political subdivisions

1 under this section. A political subdivision that is awarded a grant under this section
2 shall contribute matching funds equal to at least [✓]25% 20 percent of the amount
3 awarded under this section. Any improvement project for which a political
4 subdivision receives a grant under this section [✓] shall be let by contract based on bids
5 and the contract shall be awarded to the lowest competent and responsible bidder as
6 determined by the political subdivision. (NO 5)

History: 1993 a. 16; 1997 a. 27; 1999 a. 9, 80.

7 **5.** Page 1200, line 7: after that line insert:

8 "SECTION 2550e. 85.243 of the statutes is repealed." (NO 5)

9 (END)

d-note
↓

D-Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0658/1dn

ARG: ↑:...

date

JLD

ATTN: Jon Dyck

The attached draft would not allow grant funds to be used for planning, development, or construction of sidewalks or street beautification measures. ✓ The instructions could be interpreted to allow planning and development, but not construction, of sidewalks or street beautification measures. Is the attached draft consistent with your intent? ✓

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0658/1dn
ARG:jld:sh

June 28, 2007

ATTN: Jon Dyck

The attached draft would not allow grant funds to be used for planning, development, or construction of sidewalks or street beautification measures. The instructions could be interpreted to allow planning and development, but not construction, of sidewalks or street beautification measures. Is the attached draft consistent with your intent?

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

6/29

He from Jan Dyck

50658 : bid & red

- last page : DOT might let the contract : can we delete "as determined by" ?
 - if not modify, as determined by bidding party ?



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0658/2
ARG:jld:sh

m 6/29

RMR

LFB:.....Dyck ARC 12 - State bicycle and pedestrian facilities program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

B-note

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 173, line 1: delete lines 1 to 6.

3 2. Page 173, line 20: after that line insert:

4 "(ov) Bicycle and pedestrian facilities,

5 local funds SEG-L C -0- -0-

6 (ox) Bicycle and pedestrian facilities,

7 federal funds SEG-F C -0- -0-".

8 3. Page 325, line 10: after that line insert:

9 "SECTION 307c. 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

10 SECTION 307e. 20.395 (2) (nx) of the statutes is amended to read:

1 20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All
2 moneys received from the federal government for purposes of transportation
3 enhancement activities under s. 85.026 ~~and for grants under s. 85.024~~, for such
4 purposes.

5 **SECTION 307g.** 20.395 (2) (ov) of the statutes is created to read:

6 20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds.* All moneys
7 received from any local unit of government for purposes of the bicycle and pedestrian
8 facilities program under s. 85.024, for such purposes.

9 **SECTION 307i.** 20.395 (2) (ox) of the statutes is created to read:

10 20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds.* All moneys
11 received from the federal government for purposes of the bicycle and pedestrian
12 facilities program under s. 85.024, for such purposes.”.

13 **4.** Page 1196, line 3: after that line insert:

14 **“SECTION 2540c.** 85.024 (2) of the statutes is amended to read:

15 85.024 (2) The department shall administer a bicycle and pedestrian facilities
16 program to award grants of assistance to political subdivisions for the planning,
17 development, or construction of bicycle and pedestrian facilities. For purposes of this
18 subsection, “bicycle and pedestrian facilities” do not include sidewalks or street
19 beautification measures. The department shall award from the appropriation
20 appropriations under s. 20.395 (2) ~~(nx)~~ (ov) and (ox) grants to political subdivisions
21 under this section. A political subdivision that is awarded a grant under this section
22 shall contribute matching funds equal to at least ~~25%~~ 20 percent of the amount
23 awarded under this section. Any improvement project for which a political
24 subdivision receives a grant under this section shall be let by contract based on bids

1 and the contract shall be awarded to the lowest competent and responsible bidder as
2 determined by the political subdivision.

3 **5.** Page 1200, line 7: after that line insert:

4 **"SECTION 2550e.** 85.243 of the statutes is repealed."

5 (END)

D - Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRBb0658/2dn

ARG: A:...

jld

ATTN: Jon Dyck

As requested, the attached draft makes a change to page ³2, lines 1 and 2 of the "/1" draft *
because DOT, not the political subdivision, may be the party letting the contract. This
change is not intended to suggest any lessening of the authority of the party letting the
contract to determine to whom the contract should be awarded.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

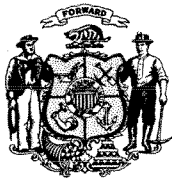
LRBb0658/2dn
ARG:jld:nwn

June 29, 2007

ATTN: Jon Dyck

As requested, the attached draft makes a change to page 3, lines 1 and 2 of the "/1" draft because DOT, not the political subdivision, may be the party letting the contract. This change is not intended to suggest any lessening of the authority of the party letting the contract to determine to whom the contract should be awarded.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov



State of Wisconsin
2007 - 2008 LEGISLATURE

3
LRBb0658/2
ARG:jld:nwn

LFB:.....Dyck ARC 12 - State bicycle and pedestrian facilities program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 173, line 1: delete lines 1 to 6.

3 **2.** Page 173, line 20: after that line insert:

4 “(ov) Bicycle and pedestrian facilities,

5 local funds SEG-L C -0- -0-

6 (ox) Bicycle and pedestrian facilities,

7 federal funds SEG-F C -0- -0-”.

8 **3.** Page 325, line 10: after that line insert:

9 “SECTION 307c. 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

10 SECTION 307e. 20.395 (2) (nx) of the statutes is amended to read:

1 20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All
2 moneys received from the federal government for purposes of transportation
3 enhancement activities under s. 85.026 ~~and for grants under s. 85.024~~, for such
4 purposes.

5 **SECTION 307g.** 20.395 (2) (ov) of the statutes is created to read:

6 20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds.* All moneys
7 received from any local unit of government for purposes of the bicycle and pedestrian
8 facilities program under s. 85.024, for such purposes.

9 **SECTION 307i.** 20.395 (2) (ox) of the statutes is created to read:

10 20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds.* All moneys
11 received from the federal government for purposes of the bicycle and pedestrian
12 facilities program under s. 85.024, for such purposes.”.

13 **4.** Page 1196, line 3: after that line insert:

14 “**SECTION 2540c.** 85.024 (2) of the statutes is amended to read:

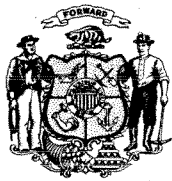
15 85.024 (2) The department shall administer a bicycle and pedestrian facilities
16 program to award grants of assistance to political subdivisions for the planning,
17 development, or construction of bicycle and pedestrian facilities. For purposes of this
18 subsection, “bicycle and pedestrian facilities” do not include sidewalks or street
19 beautification measures. The department shall award from the appropriation
20 appropriations under s. 20.395 (2) (nx) (ov) and (ox) grants to political subdivisions
21 under this section. A political subdivision that is awarded a grant under this section
22 shall contribute matching funds equal to at least ~~25%~~ 20 percent of the amount
23 awarded under this section. Any improvement project for which a political

1 subdivision receives a grant under this section shall be let by contract based on bids
2 and the contract shall be awarded to the lowest competent and responsible bidder.”.

3 **5.** Page 1200, line 7: after that line insert:

4 “SECTION 2550e. 85.243 of the statutes is repealed.”.

5 (END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0658/3
ARG:jld:jf

LFB:.....Dyck ARC 12 - State bicycle and pedestrian facilities program

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 173, line 1: delete lines 1 to 6.

3 **2.** Page 173, line 20: after that line insert:

4 “(ov) Bicycle and pedestrian facilities,

5 local funds SEG-L C -0- -0-

6 (ox) Bicycle and pedestrian facilities,

7 federal funds SEG-F C -0- -0-”.

8 **3.** Page 325, line 10: after that line insert:

9 “SECTION 307c. 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

10 SECTION 307e. 20.395 (2) (nx) of the statutes is amended to read:

1 20.395 (2) (nx) *Transportation enhancement activities, federal funds.* All
2 moneys received from the federal government for purposes of transportation
3 enhancement activities under s. 85.026 ~~and for grants under s. 85.024~~, for such
4 purposes.

5 **SECTION 307g.** 20.395 (2) (ov) of the statutes is created to read:

6 20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds.* All moneys
7 received from any local unit of government for purposes of the bicycle and pedestrian
8 facilities program under s. 85.024, for such purposes.

9 **SECTION 307i.** 20.395 (2) (ox) of the statutes is created to read:

10 20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds.* All moneys
11 received from the federal government for purposes of the bicycle and pedestrian
12 facilities program under s. 85.024, for such purposes.”.

13 **4.** Page 1196, line 3: after that line insert:

14 **“SECTION 2540c.** 85.024 (2) of the statutes is amended to read:

15 85.024 (2) The department shall administer a bicycle and pedestrian facilities
16 program to award grants of assistance to political subdivisions for the planning,
17 development, or construction of bicycle and pedestrian facilities. For purposes of this
18 subsection, “bicycle and pedestrian facilities” do not include sidewalks or street
19 beautification measures. The department shall award from the appropriation under
20 s. 20.395 (2) ~~(nx)~~ (ox) grants to political subdivisions under this section. A political
21 subdivision that is awarded a grant under this section shall contribute matching
22 funds equal to at least ~~25%~~ 20 percent of the amount awarded under this section.
23 Any improvement project for which a political subdivision receives a grant under this

1 section shall be let by contract based on bids and the contract shall be awarded to the
2 lowest competent and responsible bidder.”.

3 **5.** Page 1200, line 7: after that line insert:

4 “**SECTION 2550e.** 85.243 of the statutes is repealed.”.

5 (END)